

Sector  
#

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

TANAKA et al.

Serial No.: 09/209,454

Filed: December 11, 1998

For: SYSTEM FOR SELLING  
CONTACT LENS



LETTER

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In response to the Notice to File Missing Parts dated , the following are submitted:

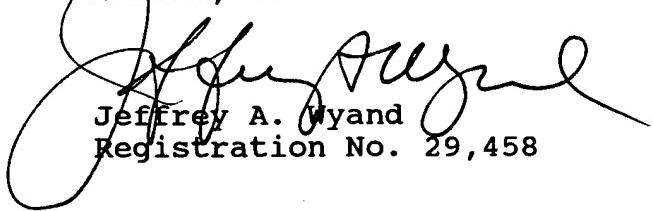
- [X] an executed Declaration
  - [X] a copy of the Notice to File Missing Parts
  - [X] an Assignment, Assignment Transmittal, and recordation fee
  - [X] a Translation of the application into English
  - [X] a check in the amount of \$1,060.00.
- 
- [X] The Commissioner is authorized to charge any deficiencies in any fees associated with this communication and to

credit any excess payment to Deposit Account No. 12-1216.

A duplicate copy of this letter is attached.

Respectfully submitted,

LEYDIG, VOIT & MAYER

  
Jeffrey A. Wyand  
Registration No. 29,458

Suite 300  
700 Thirteenth Street, N.W.  
Washington, D.C. 20005  
Telephone: (202) 737-6770  
Facsimile: (202) 737-6776  
Date: March 19, 1999  
JAW/tls  
188125



#4

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of

TANAKA et al.

Serial Number : 09/209,454

Filed: December 11, 1998

For: SYSTEM FOR SELLING CONTACT LENS

VERIFICATION OF TRANSLATION

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

I, Mochikazu Hori, residing at c/o ASAHPINA & CO., NS Bldg.,  
2-22, Tanimachi 2-chome, Chuo-ku, Osaka Japan, hereby declare:

1. that I know well both the Japanese and English languages;
2. that I translated the above-identified application from  
Japanese to English;
3. that the attached English translation is a true and correct  
translation of the above-identified application to the best of my  
knowledge and belief; and
4. that all statements made herein of my own knowledge are  
true and that all statements made on information and belief are believed  
to be true, and further that these statements were made with the  
knowledge that willful false statements and the like so made are  
punishable by fine or imprisonment, or both, under section 1001 of Title  
18 of the United States Code and that such willful false statements may  
jeopardize the validity of the application or any patent issuing thereon.

---

March 13, 1999

Date

Mochikazu Hori

Mochikazu Hori

UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER

09/209,454

FILING/RECEIPT DATE

12/11/98

FIRST NAMED APPLICANT

TANAKA

ATTORNEY, DOCKET NO./TITLE:

H 88125/ASAHI

JEFFREY A WYAND  
LEYDIG VOIT & MAYER  
SUITE 300  
700 THIRTEENTH STREET N.W.  
WASHINGTON DC 20005



NOT ASSIGNED

00000

DATE MAILED:

01/21/99

**NOTICE TO FILE MISSING PARTS OF APPLICATION**

*Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of  \$65.00 for a small entity in compliance with 37 CFR 1.27, or  \$190.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

small entity (statement filed)  non-small entity is \$ 1,020.00

1. The statutory basic filing fee is:

- missing.
- insufficient.

Applicant must submit \$ 760 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. Additional claim fees of \$ \_\_\_\_\_, including any multiple dependent claim fees, are required.

\$ \_\_\_\_\_ for independent claims over 3.

\$ \_\_\_\_\_ for dependent claims over 20.

\$ \_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

- is missing or unexecuted.
- does not cover the newly submitted items.
- does not identify the application to which it applies.
- does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including the name of the inventor(s), listing the names of all inventors and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than the inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, listing the names of all inventors and identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

9. OTHER: *GRANISH Trans 130.00*

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply.**

*M. Middleton*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE